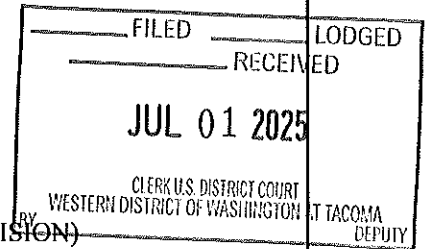


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HON. JUDGE DAVID G. ESTUDILLO



UNITED STATES DISTRICT COURT
 WESTERN DISTRICT OF WASHINGTON AT (TACOMA DIVISION)

WILLIAM NELSON,

Case No.: 3:25-cv-05551-DGE

Plaintiff,

vs.

**MOTION FOR EX PARTE MOTION FOR LEAVE
 TO FILE OVER-LENGTH BRIEF (LCR 7(F)(1))**

**WASHINGTON BOARD OF INDUSTRIAL
 INSURANCE APPEALS ET AL.**

NOTE ON MOTION CALENDAR: JULY 7, 2025

Defendants.

Filed under Fed. R. Civ. P. 5(a)(1)(D) and LCR 5(g)(2) because the motion contains protected-health information and seeks relief solely from the Court and its officers.

Plaintiff respectfully moves—pursuant to Local Civil Rule 7(f)(1)—for leave to file an over-length “Emergency Motion for Reconsideration and Rule 59(e)/54(b) Motion” that totals **1,847 words** (approximately eight double-spaced pages). LCR 7(h) otherwise limits reconsideration motions to 4,200 words (roughly six pages).

I. GOOD-CAUSE GROUNDS

1. Constitutional and statutory complexity:

The brief addresses intertwined First-Amendment, Fifth-Amendment, Section 504, All-Writs-Act, and Judicial-Conference-policy issues, as well as a newly decided Supreme Court case (*A.J.T. v. Osseo Area Schools, June 2025*). Explaining how each body of law

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1 applies—and why structural error mandates reversal—cannot be done in six pages
2 without sacrificing essential legal analysis.

3
4 **2. Extensive new evidence:**

5 The motion must summarize (a) Dr. Jessica Bender’s Long-COVID evaluation and
6 addendum, (b) three longitudinal letters from Dr. David Higginbotham, and (c) the
7 ADA-Coordinator’s 27 June 2025 refusal email. Each document is critical to the
8 manifest-error showing.

9
10 **3. Plaintiff’s cognitive disability:**

11 Plaintiff suffers from Long-COVID neurocognitive sequelae (MoCA 17/30). Condensing
12 the brief further would risk omissions and confusion; the current draft represents a
13 balance between brevity and clarity that Plaintiff (with assistive AI) can manage.

14
15 **4. Judicial efficiency:**

16 A fuller presentation now will aid the Court’s review and reduce serial filings or piecemeal
17 supplementation later.

18
19 **II. COMPLIANCE WITH LCR 7(f)**

- 20 • Word-count certification (LCR 7(e)(6)) appears at the end of the underlying brief.
21 • This motion is noted **three days before** the motion calendar date for the underlying
22 brief (July 10, 2025), satisfying LCR 7(f)(1).

23
24 **III. RELIEF REQUESTED**

25 Plaintiff respectfully asks the Court to authorize an over-length reconsideration brief of up
26 to **1,900 words** (the filed draft contains 1,847 words).

27
28 MOTION FOR EX PARTE MOTION FOR LEAVE TO FILE OVER-LENGTH BRIEF (LCR 7(F)(1))NOTE ON
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1 Respectfully submitted 30 June 2025

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28 MOTION FOR EX PARTE MOTION FOR LEAVE TO FILE OVER-LENGTH BRIEF (LCR 7(F)(1))NOTE ON
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